

DETAILED ACTION

This Office Action is in response to Amendment filed July 30, 2008. Claims 1-14 are presented for further examination.

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-14 are rejected under 35 U.S.C. 102(e) as being anticipated by Bishop et al. (hereinafter "Bishop", US Patent Publication 2005/0187883 A1).

As per claim 1, Bishop discloses a method comprising:

- examining by an application stored on an Internet terminal, an Internet page opened on a display screen of a terminal supports a standard according to a wallet program of the terminal to determine at least one standard that the Internet page supports (paragraph [0058, 0062, 0086-0087]);
- responsive to the examining, determining that a standard according to a wallet program of the terminal is among the at least one supported standards (paragraphs [0084, 0086])

- and if the wallet program is among the at least one supported standard, automatically displaying a wallet icon on the display screen of the terminal for indicating to the user that the user can use the wallet program (paragraphs [0066, 0084, 0087]);
- starting the wallet program from said displayed wallet icon (paragraph [0068, 0087-0088]).

As per claim 2, Bishop discloses a method according to claim 1 wherein said wallet program is a wallet program complying with the ECML (Electronic Commerce Modeling Language) standard and the at least one standard is the ECML standard (paragraph [0078]).

As per claim 3, Bishop discloses a method according to claim 1 wherein the wallet program is started for transferring account transaction information, such as payment card information, from the buyer to a vendor's Internet page which comprises a vendor's Internet page (paragraph [0068]).

As per claim 4, Bishop discloses a terminal comprising:

- A display screen (paragraph [0064]);
- an Internet browser program (paragraph [0065]);
- wallet program for storing information in electronic form on the terminal and for transferring information from the terminal to an Internet page opened on the display screen of the terminal (paragraphs [0064, 0084-0085];

- wherein the terminal further includes an application configured to examine an Internet page opened on the display screen of the terminal to thereby determine at least one standard that the Internet page supports, and responsive to determining that the at least one supported standard includes a standard supported by the wallet program, to indicate to a user that the user can use the wallet program by displaying a wallet icon on the display screen and further enabling the user to open the wallet program by pressing the displayed wallet icon (paragraphs [0087-0088]).

As per claim 5, Bishop discloses a terminal according to claim 4 wherein said wallet program is a wallet program complying with the ECML (Electronic Commerce Modeling Language) standard and the at least one standard is the ECML standard (paragraph [0078]).

As per claim 6, Bishop discloses a terminal according to claim 4 wherein said terminal is a wireless terminal such as a mobile phone (paragraph [0063]).

As per claim 7, Bishop discloses a terminal according to claim 4 wherein said application is part of the Internet browser software of the terminal (paragraph [0065]).

As per claim 8, Bishop discloses a memory storing an application at an Internet terminal having an Internet browser program and wallet program for storing information in electronic form on the Internet terminal and for transferring information from the terminal

to an Internet page opened on the display screen of the terminal, said application configured to examine:

- an Internet page opened on the display screen of the terminal to determine at least one standard that the Internet page supports (paragraph [0087]),
- to determine if a wallet program standard is among the at least one supported standard (paragraph [0086]);
- means to automatically indicate to a user, responsive to determining that the wallet program is among the at least one supported standard that the user can use the wallet program with the Internet page by displaying a wallet icon on the display screen and further to enable the user to open the wallet program by pressing the displayed wallet icon (paragraph [0068, 0087-0088]).

As per claim 9, Bishop discloses a memory according to claim 8, wherein said wallet program is a wallet program complying with the ECML (Electronic Commerce Modeling Language) standard and the at least one standard is the ECML standard (paragraph [0078]).

As per claim 10, Bishop discloses a memory according to claim 8 further configured for enabling and disabling the application (paragraph [0064]).

As per claim 11, Bishop discloses a memory according to claim 8 comprising a part of the Internet browser software of the terminal (paragraph [0062, 0066]).

As per claim 12, Bishop discloses a terminal according to claim 4 wherein said terminal is comprised of a mobile phone (paragraphs [0037, 0054, 0103, 0138]).

As per claim 13, Bishop discloses a memory according to claim 8 wherein said terminal is comprised of a wireless terminal (paragraphs [0037, 0039, 0063, 0103, 0129]).

As per claim 14, Bishop discloses a memory according to claim 8 wherein said terminal is comprised of a mobile phone (paragraphs [0037, 0054, 0103, 0138]).

The Office notes the following argument(s):

- (a) Bishop does not examine which standards the internet page supports.
- (b) Bishop does not perform a new, fresh, and automatic examination.
- (c) Originally filed specification states "it is automatically checked whether that webpage supports the standard associated with the wallet program used at the terminal".

3. Applicant's arguments filed have been fully considered but they are not persuasive.

In response to:

- (a) Bishop teaches an activator application on the user's computer monitoring the URL (Internet page) as the user browses to determine if the site is a supported site, type of supported site, and responding appropriately to inform the user.

The claim language does not examine the Internet page, but examines which standards are supported. In Bishop, the activator application examines a list of URLs and compares the displayed URL with the list to determine if the URL is listed meaning that it supports the wallet program (paragraphs [0084-0086])..

(b) In response to applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e., "performing a new, fresh, and automatic examination") are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

(c) "Automatically" checking whether a webpage supports the standard is supported by the specification.

However, the claim language states "automatically displaying a wallet icon...".

Applicant is requested to show support for this feature in the specification.

Conclusion

4. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within

TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to BARBARA N. BURGESS whose telephone number is (571)272-3996. The examiner can normally be reached on M-F (8:00am-4:00pm).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ario Etienne can be reached on (571) 272-4001. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Application/Control Number: 10/677,823
Art Unit: 2457

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October 20, 2008

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Supervisory Patent Examiner, Art Unit 2457